

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:11-cr-00200-MOC

UNITED STATES OF AMERICA,

Vs.

GLENN TYLER,

Defendant.

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ORDER

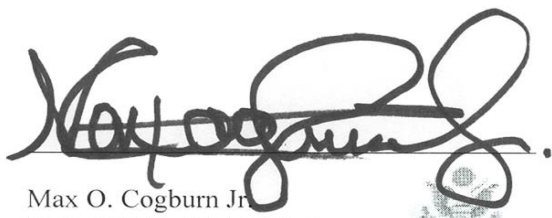
THIS MATTER is before the court on defendant's Amended Motion for Early Termination of Supervised Release. Earlier, this court denied defendant's first Motion for Early Termination (#25) and instructed that consent from probation must be "in the form of a writing and for written consent to be secured from the government." Order (#27) at 1. While the instant motion reflects consultation with and concurrence of the USAO, written consent of both probation and the government must be secured before the court will terminate supervised release without a hearing.¹ (Counsel is advised that this requirement is not a bureaucratic hurdle, but is due to a Bar colleague misrepresenting to the court that they had secured consent when in fact such early termination was opposed.) If counsel cannot secure such written consent, counsel should file a motion for hearing.

¹ It does not appear that the court's earlier Order (#27) had been entered prior to counsel filing the instant amended motion.

ORDER

IT IS, THEREFORE, ORDERED that defendant's Amended Motion for Early Termination of Supervised Release (#26) is **DENIED WITHOUT PREJUDICE**.

Signed: October 21, 2015

A handwritten signature in black ink, appearing to read "Max O. Cogburn Jr.", written over a horizontal line. The signature is stylized with large loops and a trailing flourish.

Max O. Cogburn Jr.
United States District Judge

